

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,

Plaintiff,

v.

DZHOKHAR A. TSARNAEV,

Defendant.

Case No. 1:13-cr-10200-GAO

**NOTICE OF RECENT FIRST CIRCUIT DECISION**

The United States of America, by its attorney, Joshua S. Levy, Acting United States Attorney for the District of Massachusetts, submits this notice of a decision by the First Circuit that provides additional support for the government's pending motion for turnover of funds in the defendant's inmate trust account. (Dkt. No. 1786).

In *United States v. Saemisch*, No. 22-1076, 2023 WL 3813780 (1st Cir. June 5, 2023), the First Circuit addressed, for the first time, 18 U.S.C. § 3664(n)—the same turnover statute raised in the government's pending motion. The district court's turnover order was affirmed.

A copy of the opinion is submitted herewith.

Respectfully submitted,

UNITED STATES OF AMERICA  
By its attorneys

JOSHUA S. LEVY  
Acting United States Attorney

Date: June 9, 2023

By: /s/ Brendan T. Mockler  
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